

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Conor O'Shea	Team: Squad #6	CCRB Case #: 201907204	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 08/06/2019 2:40 AM	Location of Incident: In front of § 87(2)(b)	Precinct: 75	18 Mo. SOL 2/6/2021	EO SOL 9/23/2021	
Date/Time CV Reported Tue, 08/06/2019 2:40 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 08/14/2019 10:51 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Samuel Hui	28856	953978	075 PCT
2. Officers			075 PCT
3. SSA Robert Martinez	01369	922716	075 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SSA Robert Martinez	Abuse: Sergeant Robert Martinez stopped § 87(2)(b)	
B.POM Samuel Hui	Abuse: Police Officer Samuel Hui stopped § 87(2)(b)	
C. Officers	Abuse: Officers stopped § 87(2)(b)	
D.SSA Robert Martinez	Abuse: Sergeant Robert Martinez frisked § 87(2)(b)	
E.POM Samuel Hui	Abuse: Police Officer Samuel Hui frisked § 87(2)(b)	
F. Officers	Abuse: Officers frisked § 87(2)(b)	
G.SSA Robert Martinez	Abuse: Sergeant Robert Martinez searched § 87(2)(b)	
H.SSA Robert Martinez	Abuse: Sergeant Robert Martinez refused to provide his shield number to § 87(2)(b)	
I.POM Samuel Hui	Abuse: Police Officer Samuel Hui searched § 87(2)(b)	
J. Officers	Abuse: Officers searched § 87(2)(b)	
K.SSA Robert Martinez	Abuse: Sergeant Robert Martinez refused to provide his name to § 87(2)(b)	
L.POM Samuel Hui	Abuse: Police Officer Samuel Hui refused to provide his name to § 87(2)(b)	
M. Officers	Abuse: Officers refused to provide their names to § 87(2)(b)	
N.POM Samuel Hui	Abuse: Police Officer Samuel Hui refused to provide his shield number to § 87(2)(b)	
O. Officers	Abuse: Officers refused to provide their shield numbers to § 87(2)(b)	
P.SSA Robert Martinez	Abuse: Sergeant Robert Martinez failed to provide § 87(2)(b) with a business card.	
Q.POM Samuel Hui	Abuse: Police Officer Samuel Hui failed to provide § 87(2)(b) with a business card.	

Officer(s)	Allegation	Investigator Recommendation
R. Officers	Abuse: Officers failed to provide § 87(2)(b) with a business card.	

Case Summary

On August 6, 2019, § 87(2)(b) called 911 and was transferred to the IAB Command Center to file this complaint, generating original IAB Log #19-30080. This complaint was received at the CCRB on August 14, 2019, under IAB Log #19-30435.

The investigation obtained two body-worn camera (BWC) videos and a cell phone video from bystanders, but no other video evidence.

Between August 16, 2019, and August 26, 2019, § 87(2)(b) was called four times and four messages were left. On August 27, 2019, early in the morning, § 87(2)(b) called the CCRB but did not leave a message. That same day, § 87(2)(b) was called. A male answered but was unresponsive as to his identity, and disconnected the call. Upon immediate call-back, there was no answer and a message was left. On August 30, 2019, § 87(2)(b) was called and a message was left. On September 24, 2019, § 87(2)(b) called the CCRB and left a message requesting a call-back. That same day, § 87(2)(b) was called. He answered, confirmed his contact information, and provided a phone statement. § 87(2)(b) confirmed that he lives in Atlanta, Georgia but at the time was on vacation in California and did not have plans to return to New York City for any significant amount of time in the near future. § 87(2)(b) agreed to mail a notarized statement to the CCRB, and requested an email with instructions on how to do so.

Between August 16, 2019, and September 24, 2019, two unreturned letters were mailed to § 87(2)(b)'s confirmed mailing address and two unreturned emails were sent to his confirmed email address.

Between October 8, 2019, and October 17, 2019, § 87(2)(b) was called twice but there was no answer and two messages were left. In the final message, § 87(2)(b) was informed that if, by October 25, 2019, he either did not contact the CCRB, or the CCRB did not receive his notarized statement, the CCRB may have to close the complaint without further investigation.

On October 25, 2019, searches of the DOC for NYC and DOC for NYS inmate lookup databases revealed that § 87(2)(b) is not currently incarcerated.

To date, § 87(2)(b) has not contacted the CCRB, nor has the CCRB received his notarized statement. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Squad No.: #06

Investigator: _____

Signature	Print Title & Name	Date
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Squad Leader: _____

Signature	Print Title & Name	Date
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Reviewer: _____

Signature	Print Title & Name	Date
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